IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 1922 OF 1984

The Cotton Corporation of India Ltd. ... Plaintiff
VS.
The Navjyot Mills Ltd. & anr. ... Defendants

Mr. U. Mahajan i/b. Divekar & Co., for Plaintiff .
None for Defendants

CORAM: **D.G. KARNIK J.**

DATE: 15/6/2006

P.C.:

1. Heard learned counsel for the Plaintiff. None present for the Defendants. Learned counsel for the Plaintiff states that the Plaintiff does not wish to proceed against Defendant no.1. Suit against Defendant no.1 is therefore dismissed for non-prosecution.
2. Defendant no.2 has not filed any written statement for a period of more than 22 years. Hence the suit of the Plaintiff is decreed under Order 8 Rule 10 of C.P.C., in terms of prayer clauses (a) against Defendant no.2 only. Defendant no.2 shall also pay costs of the Plaintiff.

(D.G. KARNIK J.)